

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON APPROPRIATIONS**

**Call to Order:** By Chairman John Sinrud, on March 23, 2007 at  
3:30 P.M., in Room 102 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. John Sinrud, Chairman (R)  
Rep. Eve Franklin, Vice Chairman (D)  
Rep. Janna Taylor, Vice Chairman (R)  
Rep. Bill Beck (R)  
Rep. Tim Callahan (D)  
Rep. Bill E. Glaser (R)  
Rep. Ray Hawk (R)  
Rep. Cynthia Hiner (D)  
Rep. Galen Hollenbaugh (D)  
Rep. Joey Jayne (D)  
Rep. Dave Kasten (R)  
Rep. Bill McChesney (D)  
Rep. Penny Morgan (R)  
Rep. John L. Musgrove (D)  
Rep. Rick Ripley (R)  
Rep. Jon C. Sesso (D)  
Rep. Jack Wells (R)  
Rep. Craig Witte (R)

**Members Excused:** Rep. Edith Clark (R)

**Members Absent:** None.

**Staff Present:** Linda Keim, Committee Secretary  
Jon Moe, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: None  
Executive Action: HB 808, HB 6, HB 9, HB 78, HB 222,  
HB 330, HB 388, HB 512, HB 697,  
HB 8, HB 519, HB 518, HB 677,  
HB 736, HB 798

**EXECUTIVE ACTION ON HB 808**

00:00:05 **Motion:** Rep. Taylor moved **HB 808 DO PASS.**

00:00:15 Rep. Morgan moved **TO AMEND.**

**EXHIBIT**(aph62b01)

**Discussion:**

00:00:52 Rep. Morgan

00:00:59 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Clark and Rep. Glaser voted by proxy.

00:02:34 **Motion/Vote:** Rep. Taylor moved **HB 808 DO PASS AS AMENDED.** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Franklin, Rep. Callahan, Rep. Clark and Rep. Glaser voted by proxy.

**EXECUTIVE ACTION ON HB 6**

00:04:20 **Motion/Vote:** Rep. Kasten moved to **RECONSIDER HB 6.** Motion carried 19-0 by voice vote. Rep. Glaser, Rep. Clark, Rep. Callahan and Rep. Franklin voted by proxy.

00:05:16 **Motion:** Rep. Kasten moved **HB 6 DO PASS.**

00:05:30 **Motion:** Rep. Kasten moved a **CONCEPTUAL AMENDMENT** containing coordination language. Motion carried 18-1 by voice vote, with Rep. Musgrove voting no. Rep. Clark, Rep. Glaser, Rep. Callahan, and Rep. Franklin voted by proxy.

00:07:04 **Motion/Vote:** Rep. Kasten moved **HB 6 DO PASS AS AMENDED.** Motion carried 19-0 by voice vote. Rep. Clark, Rep. Glaser, Rep. Callahan, and Rep. Franklin voted by proxy.

**EXECUTIVE ACTION ON HB 9**

00:07:39 **Motion:** Rep. Sesso moved to **RECONSIDER HB 9** for purposes of an amendment.

**EXHIBIT**(aph62b02)

**Discussion:**

00:10:03 Rep. Sesso  
00:11:03 Rep. Sinrud  
00:13:57 Rep. Ripley  
00:15:15 Rep. Wells  
00:15:27 Cathy Duncan, LFD  
00:18:51 Rep. Wells  
00:16:19 Rep. Wells  
00:16:28 Rep. Sesso  
00:20:07 Rep. Morgan  
00:20:30 Mr. Moe  
00:21:02 Rep. Morgan  
00:21:39 Ms. Duncan  
00:22:55 Rep. Witte  
00:22:59 Rep. Sesso  
00:24:25 Rep. Kasten  
00:26:07 Rep. Taylor  
00:26:14 Ms. Duncan  
00:26:21 Rep. Sesso

00:26:53 **Vote:** Motion carried 19-0 by voice vote. Rep. Clark, Rep. Glaser, Rep. Callahan, and Rep. Franklin voted by proxy.

00:27:28 **Motion:** Rep. Sesso moved **HB 9 DO PASS.**

00:27:42 **Motion:** Rep. Sesso moved **CONCEPTUAL AMENDMENT** of an additional \$5M above the \$1.5M already in the corpus.

00:27:50 **Substitute Motion:** Rep. Sinrud moved **CONCEPTUAL AMENDMENT** of an additional \$2M above the \$1.5M already in the corpus.

**Discussion:**

00:28:49 Mr. Moe  
00:29:10 Rep. Sinrud  
00:30:34 Rep. Witte  
00:30:37 Rep. Sinrud  
00:32:03 Rep. Morgan  
00:32:23 Rep. Beck  
00:33:09 Rep. Sinrud  
00:33:59 Rep. Musgrove

00:34:50 **Vote:** Motion carried 15-4 by roll call vote, with Rep. Wells, Rep. Jayne, Rep. Hawk, and Rep. Kasten voting no. Rep. Franklin, Rep. Callahan, and Rep. Clark voted by proxy.

00:36:41 **Motion/Vote:** Rep. Sesso moved **HB 9 DO PASS AS AMENDED**.  
Motion carried 19-0 by voice vote, with Rep. Clark,  
Rep. Callahan, and Rep. Franklin voting by proxy.

**EXECUTIVE ACTION ON HB 78**

00:37:58 **Motion:** Rep. Wells moved **TO TABLE HB 78**.

00:38:15 Rep. Hollenbaugh questioned if this was in another bill

00:38:24 Rep. Sinrud

00:40:00 **Vote:** Motion carried 11-8 by roll call vote, with Rep.  
Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep.  
McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep.  
Musgrove voting no. Rep. Franklin, Rep. Callahan and  
Rep. Clark voted by proxy.

**EXECUTIVE ACTION ON HB 222**

00:40:10 **Motion:** Rep. Ripley moved **HB 222 DO PASS**.

00:40:17 **Motion:** Rep. Ripley moved **TO AMEND**.

[EXHIBIT](#) (aph62b03)

**Discussion:**

00:40:50 Rep. Sinrud

00:41:14 **Vote:** Motion carried 19-0 by voice vote. Rep.  
Callahan, Rep. Franklin and Rep. Clark voted by proxy.

00:41:46 **Motion:** Rep. Ripley moved **HB 222 DO PASS AS AMENDED**.

**Discussion:**

00:41:58 Rep. Hollenbaugh

00:43:45 Rep. Ripley

00:44:26 Rep. Morgan

00:44:44 Rep. Hawk

00:45:13 Rep. Musgrove

00:45:44 Rep. Beck

00:46:17 Rep. Ripley

00:46:45 **Vote:** Motion carried 19-0 by voice vote. Rep.  
Callahan, Rep. Franklin and Rep. Clark voted by proxy.

**EXECUTIVE ACTION ON HB 330**

00:47:48 **Motion/Vote:** Rep. Morgan moved **TO TABLE HB 330**. Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Callahan and Rep. Clark voted by proxy.

**EXECUTIVE ACTION ON HB 388**

00:49:21 **Motion:** Rep. Sesso moved **HB 388 DO PASS**.

00:49:42 **Substitute Motion/Vote:** Rep. Kasten moved **TO TABLE 388**. Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Callahan and Rep. Clark voted by proxy.

**EXECUTIVE ACTION ON HB 512**

00:51:23 **Motion:** Rep. Ripley moved **HB 512 DO PASS**.

00:51:51 **Motion:** Rep. Ripley moved **TO AMEND**.

**EXHIBIT** (aph62b04)

**Discussion:**

00:53:07 Rep. Franklin  
00:53:27 Rep. Ripley  
00:53:43 Rep. Glaser  
00:53:49 Rep. Morgan  
00:54:07 Rep. Ripley  
00:54:34 Rep. Morgan  
00:55:47 Ms. Duncan  
00:55:58 Rep. Ripley  
00:56:28 Rep. Sinrud  
00:58:05 Rep. Ripley  
00:58:41 Rep. Kasten  
00:59:39 Rep. Sinrud  
00:59:57 Rep. Beck  
01:00:17 Rep. Kasten  
01:00:30 Rep. Sinrud  
01:01:40 Rep. Kasten  
01:01:45 Rep. Morgan  
01:01:50 Rep. Kasten  
01:03:21 Rep. Ripley: the wrong amendment was handed out

**EXHIBIT** (aph62b05)

01:04:01 Rep. Sesso  
01:04:34 Rep. Ripley  
01:07:27 Rep. Beck  
01:08:58 Mr. Moe  
01:10:05 Rep. Kasten  
01:10:21 Rep. Ripley  
01:10:40 Rep. Kasten  
01:11:05 Rep. Witte  
01:11:31 Rep. Kasten  
01:12:17 Rep. Hollenbaugh  
01:13:07 Rep. Ripley  
01:13:11 Rep. Hollenbaugh  
01:13:35 Ms. Duncan  
01:14:23 Rep. Taylor  
01:15:39 Ms. Duncan  
01:16:32 Rep. Ripley  
  
01:16:39 Rep. Ripley **WITHDREW HIS AMENDMENTS AND HIS MOTION ON HB 512.**

**EXECUTIVE ACTION ON HB 697**

01:16:58 **Motion:** Rep. Jayne moved **HB 697 DO PASS.**

**Discussion:**

01:17:29 Rep. Jayne  
  
01:20:28 **Substitute Motion/Vote:** Rep. Taylor moved **TO TABLE HB 697.** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Clark voted by proxy.

**EXECUTIVE ACTION ON HB 8**

01:21:53 **Motion:** Rep. Kasten moved **TO RECONSIDER HB 8.**

**Discussion:**

01:22:08 Rep. Sinrud  
01:22:22 Rep. Franklin  
01:22:31 Rep. Musgrove  
01:24:20 Rep. Kasten  
  
01:24:55 **Vote:** Motion carried 17-2 by roll call vote, with Rep. Callahan and Rep. Sesso voting no. Rep. Glaser, Rep. Wells, and Rep. Clark voted by proxy.

01:27:09 **Motion:** Rep. Kasten moved **HB 8 DO PASS.**

01:27:19 **Motion:** Rep. Kasten moved **TO AMEND.**

**EXHIBIT** (aph62b06)

**Discussion:**

01:27:48 Rep. Jayne  
01:29:43 Rep. Kasten  
01:30:12 Rep. Morgan  
01:31:03 Rep. Kasten  
01:31:22 Ms. Duncan  
01:32:10 Rep. Kasten  
01:32:29 Ms. Duncan  
01:32:46 Rep. Taylor  
01:33:33 Rep. Kasten  
01:34:59 Rep. Ripley  
01:35:45 Rep. Sinrud  
01:36:03 Rep. Ripley  
01:36:17 Rep. Kasten

01:36:25 **Vote:** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Glaser, Rep. Wells, Rep. Jayne, Rep. Clark, and Rep. Morgan voted by proxy.

01:39:10 **Motion/Vote:** Rep. Kasten moved **HB 8 DO PASS AS AMENDED.** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Glaser, Rep. Wells, and Rep. Jayne, Rep. Clark, and Rep. Morgan voted by proxy.

**EXECUTIVE ACTION ON HB 519**

01:41:00 **Motion:** Rep. Kasten moved **HB 519 DO PASS.**

**Discussion:**

01:41:21 Rep. Kasten

01:41:48 **Vote:** Motion carried 14-5 by roll call vote, with Rep. Wells, Rep. Jayne, Rep. Callahan, Rep. Hollenbaugh, and Rep. Sesso voting no. Rep. Glaser, Rep. Wells, Rep. Jayne, and Rep. Clark voted by proxy.

**EXECUTIVE ACTION ON HB 518**

01:44:14 **Motion/Vote:** Rep. Morgan moved **TO TABLE HB 518**.  
Motion carried 11-8 by roll call vote, with Rep.  
Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep.  
McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep.  
Musgrove voting no. Rep. Glaser, Rep. Wells, and Rep.  
Clark voted by proxy.

**EXECUTIVE ACTION ON HB 677**

01:45:56 **Motion:** Rep. Morgan moved **HB 677 DO PASS**.

**Discussion:**

01:46:10 Rep. Morgan

01:46:29 **Vote:** Motion carried 17-2 by roll call vote, with Rep.  
Hawk and Rep. Kasten voting no. Rep. Glaser, Rep.  
Wells, and Rep. Clark voted by proxy.

**EXECUTIVE ACTION ON HB 736**

01:48:03 **Motion/Vote:** Rep. Ripley moved **TO TABLE HB 736**.  
Motion carried 11-8 by roll call vote, with Rep.  
Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep.  
McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep.  
Musgrove voting no. Rep. Glaser, Rep. Wells, and Rep.  
Clark voted by proxy.

**EXECUTIVE ACTION ON HB 798**

01:49:28 **Motion:** Rep. Ripley moved **HB 798 DO PASS**.

**Motion:** Rep. Ripley moved **TO AMEND**.

**EXHIBIT** (aph62b07)

**Discussion:**

01:50:06 Rep. Ripley  
01:50:56 Rep. Jayne  
01:52:48 Rep. Ripley  
01:52:59 Rep. Morgan  
01:55:03 Rep. Ripley  
01:55:30 Rep. Kasten  
01:56:52 Rep. Ripley



- 01:56:59 **Vote:** Motion carried 13-6 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. Hollenbaugh, and Rep. Sesso voting no. Rep. Glaser, Rep. Wells, Rep. Hollenbaugh, Rep. Sesso, and Rep. Clark voted by proxy.
- 01:58:39 **Motion/Vote:** Rep. Taylor moved **CONCEPTUAL AMENDMENT on contingent voidness with HB 798 for HB 805, HB 806, HB 807, HB 809, HB 819, and HB 820.** Motion carried 11-8 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Glaser, Rep. Wells, Rep. Hollenbaugh, and Rep. Clark voted by proxy.
- 02:00:28 **Motion/Vote:** Rep. Morgan moved **TO AMEND.** (Amendment was handed out in the 3/21/07 hearing). Motion carried 17-2 by voice vote, with Rep. Jayne and Rep. Sesso voting no. Rep. Glaser, Rep. Wells, Rep. Hollenbaugh, Rep. Sesso, and Rep. Clark voted by proxy.
- 02:01:17 **Motion:** Rep. Ripley moved **HB 798 DO PASS AS AMENDED.**

**Discussion:**

- 02:01:29 Rep. Musgrove
- 02:01:45 **Vote:** Motion carried 12-7 by roll call vote, with Rep. Franklin, Rep. Jayne, Rep. Callahan, Rep. Hiner, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting no. Rep. Glaser, Rep. Wells, Rep. Hollenbaugh, and Rep. Clark voted by proxy.

**ADJOURNMENT**

Adjournment: 5:40 P.M.

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REP. JOHN SINRUD, Chairman

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LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

**EXHIBIT ([aph62bad.pdf](#))**